

CARL J. ORESKOVICH, WSBA 12779
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Attorney for Shane Hurley and Generation Y Investments LLC

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

FEDERAL TRADE COMMISSION,

Plaintiff,

vs.

MERCHANT SERVICES DIRECT,
LLC, a Washington Limited Liability
Company, also dba SPHYRA, INC.;
BOOST COMMERCE, INC., a Texas
Corporation; GENERATION Y
INVESTMENTS, LLC, a Washington
Limited Liability Company; KYLE
LAWSON DOVE, individually and as an
officer of MERCHANT SERVICES
DIRECT, LLC, BOOST COMMERCE,
INC., and GENERATION Y
INVESTMENTS, LLC; and SHANE
PATRICK HURLEY, individually and
as an officer of MERCHANT
SERVICES DIRECT, LLC, BOOST
COMMERCE, INC., and
GENERATION Y INVESTMENTS,
LLC,

Defendants.

13-CV-00279-TOR

**DECLARATION OF JODI
DINEEN**

I, Jodi Dineen, declare under penalty of perjury as follows:

DECLARATION OF
JODI DINEEN - 1

ETTER, MCMAHON, LAMBERSON,
CLARY & ORESKOVICH, P.C.

618 WEST RIVERSIDE AVENUE, SUITE 210
SPOKANE, WASHINGTON 99201 (509) 747-9100

1 1. I am over 18 years old and competent to testify herein. I am a paralegal at
2 the law firm of Etter, McMahon, Lamberson, Clary & Oreskovich, P.C., and am
3
4 working on the Federal Trade Commission case. On August 7, 2013, I was
5
6 tasked with reviewing over 2100 pages of complaints we received from the
7
8 Federal Trade Commission that were referenced in FTC Investigator Amy
9 Brannon-Quale's declaration. I also reviewed BBB employee Kristopher
10 Byrum's declaration and information from the BBB website.

11 2. I understand that Ms. Brannon-Quale has described 113 non-duplicative
12 complaints. Of the 113 complaints, 60 were made to the BBB in Spokane and
13 forwarded to the FTC. Stated differently, the FTC has only 53 separate
14 complaints from the BBB.

15 DATED this 9th day of August, 2013.

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19 JODI L. DINEEN
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DECLARATION OF
JODI DINEEN - 2

ETTER, McMAHON, LAMBERSON,
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5 CERTIFICATE OF SERVICE

6 I hereby certify that on the 8th day of August, 2013, I electronically filed
7 the following documents:

8 **Declaration of Shane Hurley**

9 with the Clerk of the Court using the CM/ECF System, which will send
10 notification of such filing to the following:

11 Jennifer Larabee
12 915 Second Avenue, Suite 2896
13 Seattle, WA 98174
jlarahee@ftc.gov

14 Nadine Samter
15 915 Second Avenue, Suite 2896
16 Seattle, WA 98174
nsamter@ftc.gov

17 /s/Carl J. Oreskovich
18 CARL J. ORESKOVICH, WSBA 12779
19 ETTER, McMAHON, LAMBERSON,
20 CLARY & ORESKOVICH, P.C.
21 618 West Riverside Avenue, Suite 210
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Email: carl@ettermcmahon.com

23 Attorney for Shane Patrick Hurley
24
25
26

DECLARATION OF
JODI DINEEN - 3

ETTER, McMAHON, LAMBERSON,
CLARY & ORESKOVICH, P.C.

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